

# COMMISSIONERS' MINUTES – DAVIS COUNTY

## COMMISSION MEETING MINUTES February 21, 2023

The Board of Davis County Commissioners met for their regularly scheduled meeting at 10:00 a.m. on February 21, 2023, in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Required legal notice of this meeting was given.

Present on the dais were: Commissioner Lorene Miner Kamalu, Chair; Commissioner Bob J Stevenson, Vice-Chair; Commissioner Randy B. Elliott; Brian McKenzie, Davis County Clerk; Curtis Koch, Davis County Auditor; and Neal Geddes, Chief Civil Deputy County Attorney.

All documents from this meeting are on file in the Davis County Clerk’s Office. The agenda for this meeting is incorporated into the minutes as item headers.

OPENING

The meeting convened at 10:00 a.m. and Hannah Romney, 2023 Miss Davis County, led the Pledge of Allegiance.

Recognitions,  
Presentations &  
Informational  
Items

**Introduction of Hannah Romney, 2023 Miss Davis County** — *Presented by Melissa Payne, Director of the Program for the Miss America Organization and Hannah Romney, 2023 Miss Davis County*

Melissa explained the Miss Davis County program is part of the Miss America organization, which is the largest scholarship organization for women. Robin Flemming is now the Miss America organization president and changed the age guidelines to be 18-28 to accommodate individuals pursuing a Masters degree. The local program has been on a three-year hiatus and is finally back. There was a lot of community enthusiasm for the November competition. Hannah Romney, the current Miss Davis County, competed at the state level and won the Teen Impact Award based on her essay and proven work with her Social Impact Initiative (SII), "Positively You," and her community initiative. Melissa explained the SII promotes taking potentially negative situations and turning them into powerful, positive micro-moments. She also explained that Hannah has a large social media presence promoting Positively You and is very involved with Hope Heroes, a local organization, and teaches in the schools. Melissa then turned the time over to Hannah.

Hannah said she is very excited to serve the community. Recently, she has been working on a SII with the Ellie Mental Health clinic in Bountiful and the Green Carnation Project, an advocacy organization and community for LGBTQ youth. The project is creating a gender-affirming closet at the Ellie Mental Health clinic for LGBTQ youth who are transitioning genders and may not have access to clothes, including those who are currently experiencing homelessness. She added that she used her musical theatre performances to help raise money for the project. Lastly, Hannah said she will serve as Miss Davis County until the end of September and will also be competing for Miss Utah.

PUBLIC  
COMMENTS

The public was invited to make comments to the Commission.

No public comments were made.

BUSINESS/  
ACTION

Animal Control  
#2023-89

**1. Approval of the January 2023 Animal Adoption Contracts** — *Presented by Animal Care Deputy Director Sydney Larrabee*

There were in total 144 adoptions in January; this included four birds, 82 cats, 53 dogs, six rabbits, and two guinea pigs. The agreement period is 01/01/2023 to 01/31/2023. The receivable amount varies.

Com. Stevenson moved to approve item #1. Com. Elliott seconded. All present voted aye.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

Attorney

#2023-90                    **2. Negotiated Settlement Agreement with a former Davis County employee — Presented by Chief Deputy Civil Attorney Neal Geddes**

This is a standard settlement agreement. The agreement period begins 02/21/2023.

#6-2022-A                    **3. Clarification/Errata to Davis County Ordinance No. 6-2022, correcting and clarifying language set forth in Davis County Ordinance No. 6-2022 — Presented by Chief Deputy Civil Attorney Neal Geddes**

This clarification is to make clear which sections of the ordinance are being repealed or amended.

Com. Elliott moved to approve agenda items #2-3. Com. Stevenson seconded. All present voted aye.

Auditor

TABLED                    **4. Execution of the amended and restated financing agreements relating to the County’s Facility Revenue Bonds Series 2016A, Facility Revenue Bonds Series 2016B, and related matters — Presented by Auditor Curtis Koch**

It was requested this item be tabled since the final documents have not been received from the bond counsel.

Com. Kamalu moved to table item #4. Com. Stevenson seconded. All present voted aye.

Commission

#2023-91                    **5. Ratification of the appointment of Jeff Oyler, Davis County Planning Manager, as Davis County's proxy at the annual meeting of stockholders of Hights Creek Irrigation Company on February 11, 2023 — Presented by Commissioner Bob Stevenson**

The Commission thanked Jeff Oyler for his service in this matter. The appointment is for 02/11/2023.

Com. Stevenson moved to approve item #5. Com. Elliott seconded. All present voted aye.

#2023-92                    **6. Application for Indigent Capital Defense funds for the costs associated with Case No. 221702059 — Presented by Chief Deputy Civil Attorney Neal Geddes**

Judge Russell found an individual who has been charged with aggravated murder to be indigent and has requested defense counsel be appointed. The agreement period begins 02/21/2023.

Com. Elliott moved to approve item #6. Com. Stevenson seconded. All present voted aye.

Community and  
Economic  
Development

#2020-663-A  
and 2023-93                    **7. Adoption of the updated Davis County 2022-2023 Community Development Block Grant (CDBG) Policies and Procedures with the newly developed Policies and Procedures manual, ensuring compliance with Section 3 of the Housing and Urban Development Act — Presented by Director Kent Andersen**

This is an annual update to the Community Development Block Grant (CDBG) and Section 3’s policies and procedures. Specifically, the Section 3 policy now includes approval of projects that cost over \$200,000, which is important due to cost escalations.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

- #2011-14-C

**8. Adoption of the updated Davis County Citizen Participation Plan for the Community Development Block Grant (CDBG) — *Presented by Director Kent Andersen***

This annual update includes minor grammar changes and removing the COVID-19 specific language.
- #2023-94

**9. CDBG Subrecipient Agreement with Safe Harbor to increase their capacity to serve a growing number of victims of domestic violence that need shelter and other support services — *Presented by Director Kent Andersen***

Commissioner Kamalu noted it is preferred to say "survivors of domestic violence" rather than "victims of domestic violence." The agreement period is 01/01/2023 to 12/31/2023. The payable amount is \$40,000.
- #2023-95

**10. CDBG Subrecipient Agreement with South Davis Water District to replace 780 feet of water main, service lines, and fire hydrants at 725 W. between Orchard Drive and 3800 South in North Salt Lake City which is low-moderate income qualified neighborhood — *Presented by Director Kent Andersen***

Kent remarked this project is possible now because of the Section 3 requirements. Ryan [Steinbeigle] will work with the project contractors to ensure the requirements to employ individuals with a low-economic status. The agreement period is 01/01/2023 to 12/31/2023. The payable amount is \$280,000.
- #2023-96

**11. Third Quarter Transportation Grant Interlocal Cooperation Agreement with Woods Cross City for the 800 West 1500 South Intersection Project — *Presented by Director Kent Andersen***

This project is to install the necessary infrastructure in preparation for a traffic signal. Installing the signal is not included in the scope of work. The agreement period is 02/21/2023 to 02/21/2025. The payable amount is \$80,000.
- #2023-97

**12. Right of Way Donation of a parcel of land known as Tax ID No. 11-117-0010 as part of the US HWY 89; Farmington to I-84 project — *Presented by Director Kent Andersen***
- #2023-97-A

**13. Execution of a Quit Claim Deed conveying a parcel of land known as Tax ID No. 11-117-0010 to UDOT for the Right of Way of US HWY 89; Farmington to I-84 project — *Presented by Director Kent Andersen***
- #2023-98

**14. Right of Way Donation of a parcel of land known as Tax ID No. 11-022-0045 as part of the US HWY 89; Farmington to I-84 project — *Presented by Director Kent Andersen***
- #2023-98-A

**15. Execution of a Quit Claim Deed conveying a parcel of land known as Tax ID No. 11-022-0045 to UDOT for the Right of Way of US HWY 89; Farmington to I-84 project — *Presented by Director Kent Andersen***
- #2023-99

**16. Right of Way Donation of a parcel of land known as Tax ID No. 11-022-0044 as part of the US HWY 89; Farmington to I-84 project — *Presented by Director Kent Andersen***
- #2023-99-A

**17. Execution of a Quit Claim Deed conveying a parcel of land known as Tax ID No. 11-022-0044 to UDOT for the Right of Way of US HWY 89; Farmington to I-84 project — *Presented by Director Kent Andersen***

# COMMISSIONERS' MINUTES – DAVIS COUNTY

#2023-100      **18. Temporary Access License with Candice Palmer for access to the West Point Drain (TID 12-230-0092, 12-230-0099) to use as a staging area for a tree service company equipment for access to the back yard for tree cutting and removal — Presented by Director Kent Andersen**

It was noted that the reviewing Attorney recommended this document be classified as an agreement not an approval.

#2023-101      **19. Approval of the Final plat for the Northfork Estates Subdivision — Presented by Director Kent Andersen**

This is a one-lot subdivision that was recommended for approval by the Planning Commission in their February 20, 2023 meeting. It was noted that the reviewing Attorney said the address, contours of subdivision, and County Health Department inspection are all required per County code to be in the final plat and as of this Commission meeting, are not included. Jeff Oyler, CED, said he has spoken with Mike [Kendall, Civil Attorney], and Jeff will ensure all required items are included prior to recording the final plat.

Com. Stevenson moved to approve items #7-19. Com. Elliott seconded. All present voted aye.

Facilities

#2023-102      **20. Standard Service Provider Contract with Rocky Mountain Mechanical, LLC to update the HVAC control module in the CJC building, to mitigate communication and data loss issues — Presented by Director Lane Rose**

The contract period is 02/21/2023 to 04/30/2023. The payable amount is \$7,500.

#2023-103      **21. Right of Way Easement allowing Rocky Mountain Power services to the Driving Range Facility at Davis Park Golf Course — Presented by Director Lane Rose**

This access will be done by working with the property manager. The agreement period begins 02/21/2023 and it is a pass-through.

Com. Stevenson moved to approve items #20-21. Com. Elliott seconded. All present voted aye.

Health

#2023-104      **22. Donation from AAA Northern California, Nevada and Utah for the purchase of car seats — Presented by Director Brian Hatch**

The agreement period ends 12/31/2023. The receivable amount is \$2,000.

Com. Elliott moved to approve item #22. Com. Stevenson seconded. All present voted aye.

Human  
Resources

**23. Approval of the Legal Defenders Budget Memo Request to hire a new full time Social Worker - Interdisciplinary Parent Representation position, wages to be funded by the Indigent Defense Commission, benefits to be funded by a federal Title IV-E grant — Presented by Director Chris Bone**

Chris wanted to be sure the Commissioners were aware this position will not be paid for by the County. Instead, wages will be funded by the Indigent Defense Fund and the benefits will be funded by the federal Title IV-E grant. The period begins 02/21/2023.

**24. Approval of the Justice Court Budget Memo Request to increase Data Quality Tech by one grade — Presented by Director Chris Bone**

# COMMISSIONERS' MINUTES – DAVIS COUNTY

This is a technical correction of a mistake from the last budget process. The period begins 01/01/2023.

**25. Approval of the Recorder’s Office Budget Memo Request to reclassify the Recorder Tech II (grade 14) position to the Quality Assurance Tech (grade 15) position — Presented by Director Chris Bone**

Chris stated the budget amendment forms for the applicable memos will be included on the next budget opening. The period begins 01/01/2023.

Com. Elliott moved to approve items #23-25. Com. Stevenson seconded. All present voted aye.

Sheriff’s Office

**26. Release of Liability, Waiver of Rights, and Participation Agreement for the Secure Continuous Remote Alcohol Monitoring (SCRAM) program — Presented by Chief Deputy Andy Oblad**

- #2023-105: Participant 1
  - #2023-106: Participant 2
  - #2023-107: Participant 3
- #2023-108: Participant 4
  - #2023-109: Participant 5
  - #2023-110: Participant 6

Terms: Receivable in a varied amount based on tests used and monitoring fees, begins upon final signature and runs until the participant is no longer under court order to participate in the program.

**27. Grant Application with the Bureau of Justice Assistance for the Fiscal Year 2022 State Criminal Alien Assistance Program - Certifications, disclosures, and assurances (SCAAP Grant) — Presented by Chief Deputy Andy Oblad**

Chief Oblad thanked the Commission for approving this grant application. The receivable amount is \$75,000.

**28. Ratification of the Negotiated Settlement Agreements Part 1 and Part 2 with a Davis County Sheriff’s Office Deputy — Presented by Chief Deputy Andy Oblad**

The agreement period begins 2/28/2023.

Com. Stevenson moved to approve items #26-28. Com. Elliott seconded. All present voted aye.

CONSENT  
ITEMS

Commission  
Meeting  
Minute

**Meeting Minutes**

Meeting Minutes for the following 2023 meetings were presented for approval:

- Work Session

  - January 10
  - January 17
  - January 24
  - January 30
  - January 31
  - February 7
- Commission Meeting

  - January 24
  - January 31
  - February 7

Com. Elliott moved to approve. Com. Stevenson seconded. All present voted aye.

# COMMISSIONERS' MINUTES – DAVIS COUNTY

Commissioner Kamalu moved to recess to Board of Equalization. Commissioner Stevenson seconded the motion. All voted Aye.

BOARD OF  
EQUALIZATION

Property Tax  
Register

February 21, 2023 Property Tax Register matters were presented by Curtis Koch, Davis County Auditor, as follows:

**Auditor Adjustments**

Corrections: 18 veteran exemptions for 2022 and one exempt entity

**Treasurer Adjustments:** one small balance write-off

**Assessor's Adjustments:** one escapement, see attached letter

Com. Stevenson moved to approve. Com. Elliott seconded. All present voted aye.

Commissioner Elliott moved to reconvene Commission Meeting. Commissioner Stevenson seconded the motion. All voted Aye.

COMMISSION  
COMMENTS

Commissioner Kamalu invited comments from the dais.

Auditor

**Curtis Koch** encouraged people to be safe while skiing.

Commissioners

**Commissioner Kamalu** said the Commissioners have been participating in the legislative session and, as such, are very busy. She also thanked others who were participating. Last week, she attended the National Association of Counties (NACo) conference. It was a great conference and allowed counties to lobby for their needs on a federal level and to learn a lot about current issues, especially regarding health and human services. Commissioner Kamalu recently compiled information on health and human services in an email for legislators and she was glad for the chance to do it.

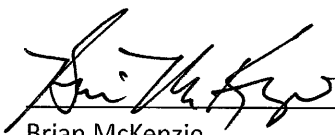
MEETING  
ADJOURNED

Commission meeting was adjourned at 10:35 a.m.

Minutes prepared by:

Jessy Turner

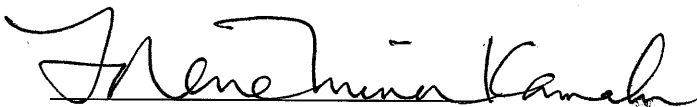
Deputy Clerk



Brian McKenzie

Davis County Clerk

Minutes approved on: 3/14/23



Lorene Miner Kamalu

Commission Chair